IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

THURSDAY, THE 5TH JULY 2007 / 14TH ASHADHA 1929

Mat.Appeal.No. 287 of 2006()

OP.232/2005 of FAMILY COURT, MANJERI
.....

PETITIONER: APPELLANT/RESPONDENT

P.MOIDEENKUTTY, S/O.KUNZHIMUHAMMED,
AGED 35 YEARS, PANAKKAL HOUSE,
KODINNI P.O., TIRURANGADI TALUK,
MALAPPURAM DISTRICT.

BY ADV. SRI.TOM JOSE

RESPONDENTS: PETITIONER

V.P.RUKIYA, D/O.ABBUBACKER.V.P.,
AGED 23 YEARS, VALIYAPEEDIYAKAL HOUSE,
PADARANGADI P.O., THIRURANGADI TALUK,
MALAPPURAM DISTRICT.

BY ADV. SRI.P.K.SURESH KUMAR
SRI.K.P.SUDHEER

THIS MATRIMONIAL APPEAL HAVING BEEN FINALLY HEARD ON 05/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

KURIAN JOSEPH & T.R.RAMACHANDRAN NAIR,JJ.

Mat.Appeal No.287 of 2006

Dated this the 5th day of July, 2007

JUDGMENT

Kurian Joseph,J.

This appeal is filed against the order dated 28-12-2005 in O.P.No.232/2005 on the file of the Family Court, Manjeri. As per the said order the respondent herein was appointed as the guardian of her child born in the appellant. It is seen from the order that the Family Court has interacted with the child and having regard to the entire facts and circumstances of the case and the level of attachment of the appellant to the child, passed the order appointing the respondent as the guardian with right to custody of the child. It is seen from the order that the appellant is given visitorial rights during convenient hours at the school. In case the appellant wants any other place to see the child it is for the appellant to approach the Family Court itself for appropriate modification.

Without prejudice to such liberty this appeal is dismissed.

(KURIAN JOSEPH, JUDGE)

(T.R.RAMACHANDRAN NAIR, JUDGE)

ahg.